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15 Attorneys for Defendant Google LLC

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17 UNITED STATES DISTRICT COURT  
18 EASTERN DISTRICT OF CALIFORNIA

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20 REPUBLICAN NATIONAL COMMITTEE,

21 Plaintiff,

22 v.

23 GOOGLE LLC,

24 Defendant.

25 Case No. 2:22-cv-01904-DJC-JDP

26 STIPULATION AND ORDER TO AMEND  
BRIEFING SCHEDULE AND CONTINUE  
THE HEARING DATE ON DEFENDANT'S  
MOTION TO DISMISS PLAINTIFF'S FIRST  
AMENDED COMPLAINT

27 Dept: Courtroom 10, 13th Floor  
28 Judge: Hon. Daniel J. Calabretta

1 Plaintiff the Republican National Committee ("Plaintiff") and Defendant Google  
2 LLC ("Defendant") (collectively, the "Parties"), by and through their undersigned  
3 counsel, stipulate as follows:

4 1. The RNC filed its Verified First Amended Complaint [Dkt. No. 58] on  
5 October 10, 2023;

6 2. On November 16, 2023, Defendant filed its Motion to Dismiss Plaintiff's  
7 First Amended Complaint [Dkt. No. 60] (the "Motion");

8 3. The hearing on the Motion is currently noticed for January 18, 2024 at  
9 1:30 p.m. [Dkt. No. 60];

10 4. Under the default schedule established by this Court's local rules for civil  
11 cases, Plaintiff's brief in opposition to the Motion is currently due on or before  
12 November 30, 2023, and Defendant's reply brief in support of the Motion is currently  
13 due on or before December 11, 2023;

14 5. Due to the complexity of the issues, multiple upcoming holidays, family  
15 travel, and the press of other business, good cause exists to extend the briefing  
16 schedule and continue the hearing date;

17 6. The Parties have worked with the Court's deputy to determine that March  
18 14, 2023 is a mutually-agreeable date for the Parties and the Court for oral argument  
19 on the Motion;

20 7. This Court's Standing Order in Civil Cases requires stipulations to include  
21 "the discovery cut-off date, last date for hearing motions, pre-trial conference date,  
22 and trial date," but these dates have not yet been established in this case as the case is  
23 still at the pleading stage;

24 8. There have been no prior extensions requested by the Parties on the  
25 briefing schedule or hearing on this Motion;

26 9. The Parties agree that neither party will suffer any prejudice if the Court  
27 grants the relief requested herein;

THEREFORE, the Parties jointly and respectfully request that the Court vacate the current deadlines and the January 18, 2024 hearing date and set the following schedule for the Motion:

- a. Plaintiff's opposition brief shall be due on or before January 9, 2024;
  - b. Defendant's reply brief shall be due on or before February 8, 2024; and
  - c. The hearing shall occur on March 14 at 1:30 p.m. in Courtroom 10 before District Judge Daniel J. Calabretta.

## IT IS SO STIPULATED.

Dated: November 21, 2023

By: /s/ Michael R. Huston

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Counsel for Plaintiff Republican National Committee

1                   ATTESTATION

2                   Concurrence in the filing of this document has been obtained from the  
3 individual whose electronic signature is attributed above.

4

5                   By: */s/ Michael R. Huston*

6                   Michael R. Huston, pro hac vice  
7                   PERKINS COIE LLP

8                   Attorney for Defendant Google LLC

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1 ORDER  
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3 The Court, having reviewed the Stipulation to Amend Briefing Schedule and  
4 Continue the Hearing Date on Defendant's Motion to Dismiss Plaintiff's First Amended  
Complaint, and good cause appearing, HEREBY ORDERS:

- 5 1. Plaintiff's opposition brief to Defendant's motion to dismiss the amended  
complaint shall be due on or before January 9, 2024;  
6 2. Defendant's reply brief in support of the motion to dismiss shall be due  
on or before February 8, 2024;  
7 3. The noticed January 18, 2024 hearing date is vacated;  
8 4. Defendant's Motion to Dismiss Plaintiff's First Amended Complaint [Dkt.  
9 No. 60] is set for an in-person hearing on March 14, 2023 at 1:30 p.m. in  
10 Courtroom 10 before District Judge Daniel J. Calabretta.

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12 IT IS SO ORDERED.  
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16 Dated: November 27, 2023

/s/ Daniel J. Calabretta

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17 THE HONORABLE DANIEL J. CALABRETTA  
18 UNITED STATES DISTRICT JUDGE  
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